

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Serial No.

Filing Date:

Group Art Unit:

Examiner:

Title:



SHAHID CHAUDRY, ET AL.

10/789,435

February 27, 2004

2663

Not yet assigned

METHOD AND SYSTEM FOR WIRELESS
CHANNEL SELECTION BY A MOBILE
DEVICE

MS Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Certification Under 37 C.F.R. 1.8

Date of Mailing: July 14, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: MS Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the above identified date.


Diane Taylor

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION**

In response to the Notice to File Missing Parts of Nonprovisional Application dated May 19, 2004, Applicant hereby submits the following:

- 1) An executed Declaration and Power of Attorney;

The Commissioner is hereby authorized to charge the statutory basic filing fee of \$770, and the late filing fee surcharge set forth in 37 CFR 1.16(e) of \$130 to Scheef & Stone, L.L.P. Deposit Account No. 502032 (a duplicate copy of this paper is attached).

ATTORNEY DOCKET NO. ·
PUS1509 (1578.702)

PATENT
Customer ID No. 44208

Respectfully submitted,

Date:

14 July 04



Robert H. Kelly, Reg. No. 33,922
ATTORNEY FOR APPLICANT

SCHEEF & STONE, L.L.P.
P.O. Box 12608
Dallas, Texas 75225
Tel: (214) 706-4200
Fax: (214) 706-4242
email: robert.kelly@scheefandstone.com



SCHEEF & STONE, L.L.P.

Legal counsel based on solid principles.

CERTIFICATE OF MAILING UNDER 37 CFR § 1.8

Date of Mailing: July 14, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the above identified date.

Diane Taylor

Typed or printed name of person mailing paper or fee

SIGNATURE of person mailing paper or fee

July 14, 2004

DOCKET NUMBER: PUS1509
(1578.702)

Mail Stop MISSING PARTS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In re: U.S. Serial No. 10/789,435
Inventors: Shahid Chaudry, Grace Yeung, Ian M. Patterson, David A. Bajar
Title: **METHOD AND SYSTEM FOR WIRELESS CHANNEL SELECTION BY A MOBILE DEVICE**

Enclosed please find:

- ☒ Response to Notice to File Missing Parts of Nonprovisional Application (in duplicate);
- ☒ Copy of Notice to File Missing Parts of Nonprovisional Application;
- ☒ Executed Declaration and Power of Attorney;
- ☒ Recordation Form Cover Sheet (in duplicate);
- ☒ Assignment;
- ☒ Change of Correspondence Address; and
- ☒ Return post card

Respectfully submitted,

By:

Robert H. Kelly, Reg. No. 33,922
Attorney for Applicant

SCHEEF & STONE, L.L.P.
P.O. Box 12608
Dallas, Texas 75225
Tel: (214) 706-4200
Fax: (214) 706-4242

IFM



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/789,435	02/27/2004	Adrian Buckley	PUS1509 (1578.702)

30973
 SCHEEF & STONE, L.L.P.
 5956 SHERRY LANE
 SUITE 1400
 DALLAS, TX 75225



CONFIRMATION NO. 5695

FORMALITIES LETTER



OC000000012714277

Date Mailed: 05/19/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/20/2004 HLE333 00000062 502032 10789435

FILED UNDER 37 CFR 1.53(b)

01 FC:1001 770.00 DA
 02 FC:1051 130.00 DA

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$266 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1166** for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$266**

- \$86 for 1 independent claims over 3.
- \$180 for 10 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE